

110TH CONGRESS
2D SESSION

H. R. 5791

To amend title 10, United States Code, to clarify the effective date of active duty of members of the reserve components of the Armed Forces receiving an alert order anticipating a call or order to active duty in support of a contingency operation for purposes of entitlement to medical and dental care as members of the Armed Forces on active duty.

IN THE HOUSE OF REPRESENTATIVES

APRIL 15, 2008

Ms. SHEA-PORTER (for herself and Mr. LATHAM) introduced the following bill;
which was referred to the Committee on Armed Services

A BILL

To amend title 10, United States Code, to clarify the effective date of active duty of members of the reserve components of the Armed Forces receiving an alert order anticipating a call or order to active duty in support of a contingency operation for purposes of entitlement to medical and dental care as members of the Armed Forces on active duty.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “National Guard and
5 Reserve Readiness Act of 2008”.

1 **SEC. 2. EFFECTIVE DATE OF ACTIVE DUTY FOR PURPOSES**
2 **OF ENTITLEMENT TO ACTIVE DUTY HEALTH**
3 **CARE OF MEMBERS OF THE RESERVE COM-**
4 **PONENTS OF THE ARMED FORCES RECEIV-**
5 **ING ALERT ORDER ANTICIPATING A CALL OR**
6 **ORDER TO ACTIVE DUTY IN SUPPORT OF A**
7 **CONTINGENCY OPERATION.**

8 Subsection (d) of section 1074 of title 10, United
9 States Code, is amended to read as follows:

10 “(d)(1) For purposes of this chapter, a member of
11 a reserve component of the armed forces shall be treated
12 as a member of the armed forces on active duty as follows:

13 “(A) On the date of the issuance of the alert
14 order for the member’s unit in anticipation of the
15 mobilization of the unit for service for a period of
16 more than 30 days in support of a contingency oper-
17 ation.

18 “(B) On the date of the issuance of the order
19 providing for the assignment or attachment of the
20 member to a unit subject to an alert order described
21 in paragraph (1).

22 “(2) If the alert order for a member’s unit (or the
23 unit to which the member is assigned or attached) is re-
24 scinded, the member shall cease to be treated on active

- 1 duty for purposes of this chapter as of the date of the
- 2 issuance of the order rescinding such alert order.”.

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